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Examiner Name	RITA RAMESH PATEL
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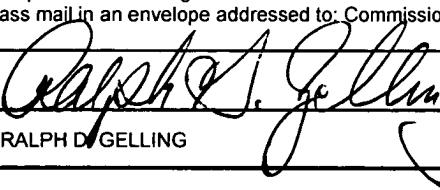
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Remarks ATTACHMENT: APPELLANT'S BRIEF		

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

APPLICANT(s): Robert J. Tuttle CONF. NO. 5410
SERIAL NO.: 10/665,124 ART UNIT: 1746
FILING DATE: September 22, 2003 EXAMINER: Rita Ramesh
Patel

TITLE: **CONTROL SYSTEM AND METHOD FOR SUPPLYING
DETERGENT AND OTHER FLUIDS TO MULTIPLE
WASHING MACHINES**

ATTORNEY

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APPELLANTS BRIEF

(37 C.F.R. §1.192)

This is an appeal from the final rejection of the claims in the subject application. A Notice of Appeal was filed on November 2, 2007.

[1] Real Party In Interest

The real party in interest in this Appeal is the assignee, Mac-Gray Corporation, Waltham, Ma.

[2] Related Appeal And Interferences

There are no related appeals or interferences.

[3] Status Of The Claims

Claims 1-7, 10-12, 14-27, 29-31, and 34-36 stand rejected under 35USC103(a) based on the combined teaching of Blackburn, U.S. Patent No. 3,891,123, in view of the reference Pittendreigh, U.S. Patent No. 3,192,744. Claims 8-9, 28, and 32-33 stand rejected under 35USC103(a) based on the combined teaching of Blackburn and Pittendreigh and further in view of Bruntz, U.S. Patent No. 5,978,995. Claim 13 stands rejected under 35USC103(a) based on the combined teaching of Blackburn and Pittendreigh and further in view of Yamamoto, U.S. Patent No. 3,362,515. The rejection is contained in the office action mailed August 2, 2007. Claims 1-36 are presented for consideration in this Appeal and are contained in the attached Claim Appendix.

[4] Status Of Amendments

There were no amendments filed after Final Rejection.

[5] Summary Of The Claimed Subject Matter

The system of independent claim 1, is described at page 9, line 19, through page 10, line 22 with reference to figure 1 of the application. The system provides for the distribution of a working fluid (5,6), for example, detergent, bleach, fabric softener and the like, to a group of washing machines 100 in a laundry facility, typically deployed in group dwellings, such as for example, dormitories, or apartment buildings. A working

fluid dispensing system 17, (see figure 3) distributes metered amounts of detergent, bleach etc. from tanks 5 and 6 to washing machines 100 through a system of conduits (21,26,27), manifolds (12a, 12b) and valves (13-16), as shown in figure 1. The dispensing system 17 is centrally controlled by a microprocessor dispensing controller 2 to distribute metered amounts of working fluids 5 and 6, according to a predetermined sequence. Dispensing controller 2 cooperates with the washing sequence controller 105 associated with a selected washing machine 100. Payment for the working fluid is authorized through payment processor 25. A system controller 1 collects data from dispensing processor 2, payment processor 25, and washing sequence controller 105 and sends commands to the processors to cause metered amounts of detergent, etc. to a washing machine 100, according to a predetermined control sequence.

The dispensing system of dependent claim 2, includes a user interface operatively connected to the system controller for the purpose of allowing user selections of washing machines, detergent and other working fluids. The user interface 4 is described in the specification of this application on page 8, lines 19-28 with reference to figure 1.

The dispensing system of dependent claim 3, includes a gang controller 3 for connecting the system controller to multiple washing machines and for monitoring the status of individual washers and coordinates the control of individual washing cycles. The gang controller is described in the specification of this application on page 9, lines 1-9 with reference to figure 1.

The dispensing system of dependent claim 4, contains the basic elements of dispensing system 17, as shown in figure 1, and described at page 9, line 19 through page 10, line 22. The dispensing system of claim 4 includes pump (10,11) connected to tank (5,6) to move working fluid (8,9) from the tank to manifold (12). An array of valves (13-16) allow the flow of working fluid from manifold (12) to the washers (100). In particular,

the manifold (12) permits the accumulation of working fluid to obtain a stabilized pressure and temperature. This allows for both an accurate monitoring of temperature and fluid flow in the system. The elements of the temperature sensing system and flow monitoring (18,19) are described with reference to figure 3 and are further covered in dependent claims 5-11.

The system of claim 5 includes a system of sensors comprising a flow sensor (18,19) in the distribution conduit downstream of the pump for generating a signal for use by the dispensing controller 2. The sensor system is described on page 10, lines 24 through page 11, line 11 with reference to figures 1 and 3.

In the system of dependent claims 8 and 9, the method of dependent claim 28, and the system of dependent claims 32-33, the temperature of working fluid (5,6) is sensed in the manifold 12 (dependent claim 9) and used by the controller 1 to adjust the fill interval (dependent claim 28). In particular in the method of claim 32 the temperature sensing is delayed for a predetermined interval to allow the temperature of the working fluid to reach equilibrium and in the method of dependent claim 33 equilibrium is determined when the temperature of the working fluid in the tank (8,9) is the same as that in the manifold (12).

In dependent claim 15 and its dependent claims 16-22, the operation of the controllers are described. Each element of the system hierarchy is implemented by an appropriate microprocessor designed to provide the specified function as programmed by imbedded or stored algorithms. The operation of the controllers is described, in part, at page 7, line 13, through page 9, line 9 of the specification with reference to figures 2 and 5. A first algorithm causes system controller 1 to activate the dispensing system controller 2 in response to acceptance of payment by payment processor 25, see page 7, lines 32 through page 8, line 17 with reference to figure 2.

The method of independent claim 23, is described at page 14, line 12 through, page 16, line 3, with reference to figures 2 and 5. In conjunction with user interface 4, shown in figure 1, the user is prompted to offer a means of payment, for example a credit card, the user then selects a particular washing machine and the system checks its availability. The washing sequence of the washing machine is activated and the system checks for available working fluids for selection by the user. A payment transaction is processed according to the selection made and when confirmation of payment is obtained a metered dosage of detergent is dispensed.

The method of claim 26, dependent from independent claim 23, is described at page 11, line 34 through page 12, line 18 of the application. The metered dosage is provided by activating a pump (10, 11) to fill manifold (12). The manifold is connected to the selected washing machine through a conduit controlled by a valve (13-16). The valve is opened for a predetermined time to deliver a predetermined amount of working fluid (5,6).

The system of independent claim 35 is described at page 9, line 19, through page 10, line 22, with reference to figures 1 and 3 of the application. The system provides for the distribution of a working fluid (5,6) as described above. A working fluid dispensing system 17, (see figure 3) distributes metered amounts of detergent, bleach etc. from tanks 5 and 6 to washing machines 100 through a system of conduits (21,26,27), manifolds (12a, 12b) and valves (13-16), as shown in figure 1. The dispensing system 17 is centrally controlled by a microprocessor dispensing controller 2 to distribute metered amounts of working fluids 5 and 6, according to a predetermined sequence. Dispensing controller 2 cooperates with the washing sequence controller 105 associated with a selected washing machine 100. Payment for the working fluid is authorized through payment processor 25. A system controller 1 collects data from dispensing processor 2, payment processor 25, and washing sequence controller 105 and sends

commands to the processors to cause metered amounts of detergent, etc. to a washing machine 100, according a predetermined control sequence.

The dispensing system of claim 35 further includes pump (10,11) connected to tank (5,6) to move working fluid (8,9) from the tank to manifold (12). An array of valves (13-16) allow the controlled flow of working fluid from manifold (12) to the washers (100). The manifold (12) permits the accumulation of working fluid to obtain a stabilized pressure and temperature. The function of manifold 12 is to allow for both an accurate monitoring of temperature and fluid flow in the system as well as a mechanism to assist in maintaining a stabilized system.

[6] Grounds for Rejection to be reviewed on Appeal

- A. Applicant requests that the grounds for rejection of claims 1-7, 10-12, 14-27, and 34-36 under 35USC 103(a), based on the combined teaching of the references Blackburn and Pittendeigh be reviewed.
- B. Applicant requests that the grounds for rejection of claims 8-9, 28, and 32-33 under 35USC 103(a), based on the combined teaching of the references Blackburn and Pittendeigh and further in view of Bruntz be reviewed.
- C. Applicant requests that the grounds for rejection of claim 13 under 35USC 103(a), based on the combined teaching of the references Blackburn and Pittendeigh and further in view of Yamamoto be reviewed.

[7] Argument

- A. The combined teaching of the reference Blackburn in view of Pittendreigh does not render the subject matter of Claims 1-7, 10-12, 14-27, 29-31, and 34-36 obvious because it fails to teach or otherwise suggest each and every limitation of the claims. It is well established that to establish *prima facie* obviousness of a claimed invention, all

the claim limitations must be taught or suggested by the prior art. *In re Royka*, 180 U.S.P.Q. 580 (C.C.P.A. 1974). *See also In re Wilson*, 165 U.S.P.Q. 494 (C.C.P.A. 1970).

In particular claim 1 states:

"a system controller connected to said payment processor, said washing sequence controller, and said dispensing controller to receive inputs therefrom and to generate and send control signals thereto according to a predetermined control sequence"

This element of the claimed system enables a centralized control of the functions of an array of washing machines including payment, working fluid distribution, and washing cycle.

The system of Blackburn discloses a system for distributing fluids to washing machines in an industrial laundry facility. The system employs a head tank 19 connected to individual dispensers at each washer, (see abstract in Blackburn). A holding tank 14 provides a supply of fluid and contains a mixer to dilute concentrated chemicals for use. A pump 16 pumps the mixed fluid into head tank 19. Each washer unit 27 has its own dispenser tank 24 that receives fluid from head tank 19 by gravity. There is no control provided between head tank 19 and washer unit tanks 24. Each washer unit has a continuous supply of mixed fluid. Solenoid operated valves 25 serve to dispense the fluid into the washer unit 27 in response to a programmer 40 on each washer unit.

Blackburn, therefore, does teach a system of distributing fluids to washer units, but it teaches nothing else that is applicable to the claims of this application. Blackburn fails to teach a payment controller for providing a payment system. There is no payment considered in the industrial facility of Blackburn. Blackburn fails to teach a dispensing controller for centralized control of a centralized dispenser system for detergent and other fluids used in a laundry facility. Blackburn fails to teach a system controller for

coordinating payment for dispensing of detergent and other fluids with dispensing of the fluids and operation of the washing cycles of the washing machines.

The Examiner states:

"Blackburn discloses a dispensing sequence that is controlled by output signals from programmer 60 to provide plural outputs.....Thus, providing the apparatus of Blackburn with automatic dispersion of supplies to individual machines at individual times, in operation without dependence on each other.....As seen in figure 3, programmer 60 enables independent operation of a washing machine according to a desired washing sequence"

and from this the Examiner concludes:

"It would have been obvious to one of ordinary skill in the art at the time of the invention to provide a multiplicity of washing machines and operate these machines with a single programmer 60"

Applicant respectfully submits that the examiner has misinterpreted the teaching of Blackburn, there is a single programmer 40 or 60 associated with each washer unit 27. Programmers 40 and 60 do not operate multiple washer units. As shown in figures 2 and 3, programmers 40 and 60 operate multiple solenoids 29, each associated with a supply 1-4. Each of the supplies 1-4 have the complete system of figure 1. It is the multiple supplies that are actuated by the programmers of Blackburn, not the multiple washer units. Also in Blackburn a programmer is required for each washer unit.

The Examiner further dismisses the patentability of the system of claim 1 with the following statements:

"a duplication of washing machines is convenient for public use, for use in a washing/dry cleaning business, and in private community washing locations for washing many loads of laundry at one time and being able to monitor them all together. Laundromats are commonly known establishments in the art that provide multiple washing machines connected to a single programming function. It is well settled that the mere duplication of parts has no patentable significance."

Applicant submits that so called laundromat facilities provide individual machines for use by an individual consumer and that little has been done with respect to centralized control of the machine operation. Nevertheless, the system of claim 1 includes a system controller for controlling operation of a selected machine, providing non-cash type payment options through coordination with a payment processor, provides selection and payment for detergents, etc., provides dispensing of metered amounts of detergent through a centralized dispensing controller and operation of the washing machine sequence through the gang controller of claim 3 and individual machine controllers. This is not a mere duplication of parts, to the contrary, there is a significant reduction in parts. It totally eliminates the need for mechanical assembly for receiving coins. The system of this application eliminates the need for cash. Payment may even be prepaid through a college bursar's account. It eliminates the individual programmers of Blackburn. The system of this application greatly facilitates the use of the facility by consumers. The system of this application is user friendly. It provides detergent, bleach and other working fluids in metered dosages designed for optimum operation of the machine, as opposed to an inexperienced individual pouring in such fluids from a large container without regard for the effect on the machine. In this manner the system avoids common problems caused by excessive use of detergents, etc. More specifically, the system eliminates the problems identified in the cited reference Pittendreigh on a system wide basis instead of on a machine by machine basis.

Claim 1 also states:

"a payment processor constructed to receive and approve a payment medium presented by the user according to a predetermined payment sequence;"

In spite of the indicated narrow function and absence of capability of the programmers of Blackburn, the Examiner suggests that it would be obvious to adapt these programmers to receive a signal from the coin slot control mechanism 60 of the cited

reference Pittendreigh. The coin slot control mechanism is the well known "coin operated machine" mechanism, that mechanically receives a coin and mechanically operates a switch to start an individual machine. This does not constitute a payment processor in the context of the claims of this application. The Examiner fails to indicate just how a mechanical device of this nature will be adapted to use by a system for operating multiple machines or more specifically in the multiple machine arrangement of Blackburn. The Examiner, referring to Pittendreigh states:

"Upon deposit of the appropriate amount of money the coin mechanism 60 can be operated to close contacts 60-1 which are held in closed position by latch 76, thus completing a circuit to energize the motors 90, 112, 22 and perform selected cleaning functions. Therefore, by utilizing such payment processing feature in Blackburn, the control signals and programmer of Blackburn may be used in direct operation with the payment processor."

Again the premise in the first sentence of the above statement does not support the conclusion of the second sentence. Coin mechanism 60 is only applicable to a single washer. There is no suggestion in Pittendreigh of generating a signal that can be used for activating a digital controller for multiple washing machines. Therefore, there is no disclosure or suggestion of a payment processor that performs a payment transaction and generates an output usable by a system controller. The disclosure of Pittendreigh is for a system for minimizing the effect of excessive suds in an individual washing machine. There is no indication that any portion of this system would be adaptable to a group of machines or usable in anyway by a system controller, as required by the claims of this application. The combined teaching of Blackburn fails to disclose or suggest the elements of claim 1.

Claim 1 further states:

"a dispensing controller for controlling said centralized fluid distribution system according to a predetermined dispensing sequence;"

Based on the teaching of programmers 40 and 60 of Blackburn, the Examiner avers that

it would have been obvious to provide a dispensing controller according to claim 1. As previously discussed, the programmers of Blackburn service one machine, not a group of machines. Blackburn states at column 2, lines 53-59, as follows:

"Referring to FIG.2, this control circuit relates to a programmer of the type initiating a single signal. A programmer 40 for each washing machine serves to control a plurality of supplies such as "supply 1", "supply 2", etc. and uses a single output connection 41."

Therefore Blackburn fails to disclose or suggest a dispensing controller for controlling a centralized dispensing system for multiple washing machines of a facility, as described in claim 1. To the contrary, Blackburn's controllers 40 or 60 control the dispensing of multiple additives to a single machine.

Claim 1 is directed to a system for controlling multiple washing machines in a facility utilizing a control hierarchy consisting of specific function controllers for processing dispensing, paying and washing for all of the machines in a facility. These function controllers report to the system controller which effectively directs the function of the facility. Blackburn teaches a distribution system for chemical additives used in multiple machines, but the control function is decentralized to the individual machines. As stated above Pittendreigh describes a suds control for an individual machine. The combined teaching of these references fails to disclose or suggest a system for controlling multiple washing machines of a facility.

Summarizing the above, the combined teaching of Blackburn and Pittendreigh fails to disclose the claimed feature of a centralized controller for operating the payment for and distribution of working fluids, as well as the activation of the operating cycles of a group of laundry machines in association with the requisite payment transaction. The combined teaching of Blackburn and Pittendreigh also fails to disclose or suggest a payment processor or a dispensing controller as required by claim 1 of this application.

The above remarks also traverse the grounds for rejection of the related claims 2-22, dependent from claim 1, as all of the above referenced limitations of claim 1, are also part of these claims. In addition the above remarks also traverse the grounds for rejection of claims 24-34, dependent from claim 23, since claim 23 contains limitation equivalent to claim 1, and its dependent claims, dependency also contain all of these limitations.

The rejection with respect to claim 2 is further traversed because of the following:

The combined teaching of Blackburn and Pittendreigh fails to disclose or suggest a user interface that allows the user to make selections that may be applied to any of the washing machines of the system in response to prompts. As indicated above the combined teaching fails to disclose or suggest a system controller, accordingly there can be no user interface according to claim 2.

The rejection with respect to claim 3 is further traversed because of the following:

The combined teaching of Blackburn and Pittendreigh fails to disclose or suggest a gang controller that monitors and controls individual washing machines. The Examiner's suggestion that the teaching of programmer 40 in Blackburn "**allows for the group control of washing machines 27**" is unsupported by the reference, since programmer 40 controls the supply of multiple additives to an individual machine. It has nothing to do with the control of the washing machine, nor is it capable of controlling a plurality of washing machines. In dismissing claim 3, the examiner states, with reference to Blackburn as follows:

"Moreover, a gang controller is taught by Blackburn for achieving monitoring of the individual washing machines."

Applicant is at a loss to understand the basis for this statement. As previously stated and shown, programmers 40 and 60 of Blackburn service one machine, not a group of machines. Each of the washer units of Blackburn requires its own programmer. There is no gang controller disclosed or suggested in Blackburn.

The rejection with respect to claim 4 is further traversed because of the following:

The combined teaching of Blackburn and Pittendreigh fails to disclose or suggest a pump, a distribution manifold and valve system as described in claim 4, wherein the pump and valves are controlled by the dispensing controller. There is no dispensing controller for the facility only a programmer for an individual machine. The pump 16 of Blackburn is controlled by float switch 21 of head tank 19 to deliver fluid from holding tank 14 to head tank 19. The head tank 19 supplies fluid, by gravity feed, directly to dispenser tank 24 at each machine (see column 2, lines 27-29). There is no teaching of a distribution manifold according to claim 4.

In response to Applicant's previous arguments with regard to the failure of Blackburn to teach a manifold, the Examiner states:

"...it is at once envisaged that these components are connected by way of a conduit, namely read on applicant's claims for a 'distribution manifold'. Conduits/manifolds are commonly used and known in the art for attaching components like these of washing machines to reduce/increase head pressure accordingly, and to create aesthetic construction of the machine such that it is compact for the purpose of delivery, storage, use and for aesthetic appeal to the consumer, which may comprise of a concise rectangular shaped washing machine."

Merriam-Webster Online indicates that a conduit "is a natural or artificial channel through which something (as a fluid) is conveyed" and a manifold is "a pipe fitting with several lateral outlets for connecting one pipe with others;". There is a difference and accordingly, a conduit does not necessarily teach a manifold. Applicant submits that

the conduit 22 of Blackburn cannot function as a manifold in the system of Blackburn. It is open to ambient conditions to allow the flow of fluid from head tank 19 by gravity. The conduit 22 does not provide the basis for the collateral functions of stabilization, flow monitoring and temperature sensing of the manifold of this application.

The rejection with respect to claim 5 is further traversed because of the following:

The combined teaching of Blackburn and Pittendreigh fails to disclose or suggest a system of sensors to monitor flow continuity in the fluid distribution system. The Examiner refers to "respective solenoid sensors 29" as supporting the rejection. There are no solenoid sensors only solenoids 29. Solenoids are electrically triggered actuators and are not generally used or recognized as sensors. The float switch 21 does not constitute a system of sensors for monitoring flow continuity. In response to the prior arguments of Applicant in this regard, the Examiner states:

"...the solenoids 29 serve as means to actuate separate control means in response to an electrical signal from the supply means (col.4, lines 39-41), and thus read on applicant's claims for a system of sensors to monitor flow continuity in the fluid distribution system; said solenoids detect fluid flow in response to a stimulus, being the supply."

The Examiner uses the language of claim 2 of Blackburn to support the above statement. In this claim, separate control means (valves 25) are to be activated in response to an electrical signal from supply means. In this instance the element supply means refers to "means to supply electrical signals when each of said separate control means is to be activated". The words supply means, as used in claim 2 of Blackburn, refer to programmers 40/60. The only stimulus to which solenoids 29 respond is the sequence of signals generated by the programmers. There is no sensing of the "stimulus being the supply" as intimated by the Examiner.

The rejection with respect to claim 15 is traversed based on the following grounds:

The combined teaching fails to disclose or suggest an algorithm that causes the system controller 1 of this application to activate the dispensing system control processor 2 in response to acceptance of a payment by the payment processor 25. There is no payment process mentioned in Blackburn. The combined teaching including Pittendreigh and Bruntz does not disclose or suggest an algorithm that makes washer operation contingent on payment.

The rejection with respect to claims 23-34 is further traversed on the following grounds:

The combined teaching of Blackburn and Pittendreigh fails to disclose or suggest a system that is capable of performing the method of claims 23-34. There is no user interface that is capable of prompting the user; to initiate the presentation of a payment medium, to select a washing machine, or to select a working fluid, described or implied in the either of the cited references. There is no capability in the combined teaching for processing a transaction for payment of a selected a working fluid and washing machine. There is no disclosure anywhere in the combined teaching of the cited references, that the dispensing of a working fluid is contingent on a payment transaction being processed and verified.

B. Claims 8-9, 28, and 32-33 stand rejected under 35USC103(a) based on the combined teaching of Blackburn and Pittendreigh in view of the teaching of Bruntz, U.S. Patent No. 5,978,995. This rejection is traversed on the following grounds:

The temperature sensors, according to the claims, are used for monitoring the temperature of the working fluid. The reference Bruntz discloses a system for adjusting the temperature of the wash and rinse water of a washing machine. There is no indication in Bruntz or the combined teaching that the temperature of the detergent or other additive is of any interest whatsoever. Nor is there any disclosure or suggestion

in Bruntz of a means by which to accomplish the temperature sensing of the working fluid. Bruntz therefore, fails to remedy the deficiencies of the combined teaching of Blackburn and Pittendreigh.

The rejection of claims 35 and 36 is traversed on the same grounds as indicated above for claim 1 and claim 4.

C. Claim 13 is rejected under 35USC103(a) on the basis of the combined teaching of Blackburn and Pittendreigh and further in view of Yamamoto. This rejection is traversed on the same grounds as indicated with respect to claim 1. The teaching of Yamamoto does not remedy the deficiencies of the combined teaching of Blackburn and Pittendreigh as indicated above.

The combined teachings of the cited references do not, therefore, support a prima-facie case of obviousness with respect to any of the claims. The modification of the teachings of Blackburn, Pittendreigh and/or Bruntz, and/ Yamamoto, in order to obtain the invention, as described in any of the claims submitted herein, would not have been obvious to one skilled in the art.

The Examiner has combined references where there is no incentive or encouragement to do so. The system of Blackburn is used in a commercial laundry, where there is no "pay-as-you-go" operation. It is operated by trained individuals who operate the system as part of an industrial laundry. The system of Pittendreigh is designed to limit the occurrence of excessive suds in an individual washing machine. Although the individual washing machine in Pittendreigh may be coin operated, a person skilled in the art would not be inclined to insert a coin operation function in the industrial wash process of Blackburn. Such a combination would only interfere with the orderly operation of a commercial laundry. As previously stated, such "coin operation", even if suitably

combinable with the system of Blackburn would not render the payment processor of this application obvious.

Section 2142 of the Manual of Patent Examining Procedure indicates the following:

"To establish a *prima facie* case of obviousness, three basic criteria must be met. First, there must be some suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine reference teachings. Second, there must be a reasonable expectation of success. Finally, the prior art reference (or references when combined) must teach or suggest all the claim limitations. The teaching or suggestion to make the claimed combination and the reasonable expectation of success must both be found in the prior art, and not based on applicant's disclosure. *In re Vaeck*, 947 F.2d 488, 20 USPQ2d 1438 (Fed. Cir. 1991). See MPEP § 2143 - § 2143.03 for decisions pertinent to each of these criteria."

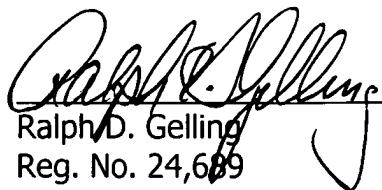
Applicant submits that the Examiner has failed to present a *prima facie* case of obviousness because there is no suggestion or motivation to make any of the combination of teachings proposed by the Examiner. In addition, even if the teachings of the cited references were combined, these teachings fail to teach or suggest all of the claim limitations.

[8] SUMMARY

It is respectfully submitted that all of the claims, as presented, are clearly novel and patentable over the prior art of record. Accordingly, the Board of Appeals is respectfully requested to favorably consider the rejected claims and to reverse the final rejections, thereby enabling this application to issue as a U.S. Letters Patent.



Respectfully submitted,



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CLAIM APPENDIX

1. (currently amended) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, comprising:

a centralized fluid distribution system for dispensing a metered amount of working fluid to each of said multiple washing machines;

a dispensing controller for controlling said centralized fluid distribution system according to a predetermined dispensing sequence;

a washing sequence controller at each of said washing machines, connected to independently operate a washing machine according to a selected washing sequence;

a payment processor constructed to receive and approve a payment medium presented by the user according to a predetermined payment sequence;

a system controller connected to said payment processor, said washing sequence controller, and said dispensing controller to receive inputs therefrom and to generate and send control signals thereto according to a predetermined control sequence.

2.(original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 1, wherein a user interface is operatively connected to said system controller to allow the user to make selections in response to prompts from said system controller.

3. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 1, wherein said system controller is connected to the multiple washing machines through a gang controller which monitors the status of the washing machines and controls said washing machine controllers.

4. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 1, wherein said centralized fluid distribution system comprises:

at least one tank for holding a working fluid;

a pump for moving working fluid downstream from said tank under pressure into a distribution conduit;

a distribution manifold connected to receive working fluid pumped from said tank and distribute said fluid to multiple conduits connected to said multiple washing machines;

a valve connected in each of said washing machine conduits to control the flow of working fluid therein; and

wherein said pump and said valve are controlled by signals from said dispensing controller to dispense a metered amount of working fluid according to a predetermined dosage .

5. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 4, wherein said centralized fluid distribution system further comprises a system of sensors for monitoring the flow continuity of said fluid distribution system.

6. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 5, wherein said system of sensors comprises a first flow sensor connected in said distribution conduit downstream of said pump for generating a first signal indicative of the flow of working fluid therein, said first signal being sent to said dispensing controller.

7. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 6, wherein said system of sensors further comprises a second flow sensor connected in said distribution conduit downstream of said valve for generating a second signal indicative of the flow of working fluid therein, said second signal being sent to said dispensing controller.

8. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 4, wherein said centralized fluid distribution system further comprises a temperature sensor for sensing the temperature of said working fluid and sending a signal indicative thereof to said dispensing controller.

9. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 8, wherein said temperature sensor is positioned to sense the temperature of the working fluid in said distribution manifold.

10. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 4, wherein said centralized fluid distribution system further comprises at least a second tank for holding a second working fluid wherein said second tank is connected to:

a second pump for moving working fluid downstream from said second tank under pressure into a second distribution conduit;

a second distribution manifold connected to receive said second working fluid pumped from said second tank and distribute said second fluid to second multiple conduits connected to said multiple washing machines;

a second valve connected in each of said second washing machine conduits to control the flow of said second working fluid therein; and

wherein said second pump and said second valve are controlled by signals from said dispensing controller to dispense a metered amount of said second working fluid according to a predetermined dosage.

11. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 4, wherein said tank includes a level sensor to monitor the supply of working fluid therein.

12. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 1, wherein said payment processor comprises a card reader to receive a payment card from said user, said payment processor being in communication with a remote transaction authorization system.

13. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 1, wherein said payment processor comprises a card reader to receive a stored-value payment card from said user and to deduct the payment from the balance stored on the card.

14. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 1, wherein said payment processor comprises a mechanism for accepting cash payments.

15. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described

in claim 1, further comprising a first algorithm operatively associated with said system controller and wherein said first algorithm causes said system controller to activate said dispensing system control processor in response to acceptance of said payment medium by said payment processor.

16. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 15, wherein said first algorithm causes said system controller to prompt said user, through said user interface, to select one of said multiple washing machines and to check the status of the selected washing machine in response to said user's selection.

17. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 16, wherein said first algorithm further causes said system controller to check the supply of working fluids and prompt said user, through said user interface, to select only those said working fluids that are currently available.

18. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 1, wherein said dispensing controller further comprises a second algorithm operatively associated with said dispensing controller and wherein said second algorithm causes said dispensing controller to activate said pump for a predetermined interval, prior to dispensing, to allow said working fluid to fill said fluid distribution system to the valve associated with the selected washing machine in response to a signal from said system controller.

19. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 18, wherein said second algorithm causes said dispensing controller to vary the fill interval according to the working fluid being dispensed.

20. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 18, wherein said second algorithm causes said dispensing controller to open said valve for a predetermined period to dispense a metered dosage of working fluid to the selected washing machine after the expiration of said fill interval.

21. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 18, wherein said second algorithm causes said dispensing controller to check the continuity of the fluid distribution system during dispensing of working fluid.

22. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 18, wherein said second algorithm causes said dispensing controller to adjust the open time of the valve according to the temperature of the working fluid.

23.(currently amended) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid comprising the steps of:

prompting the user to present a payment medium;

prompting the user to select a washing machine and verifying the available status thereof;

activating the selected washing machine;

sensing the availability of working fluid for dispensing in a reservoir for said working fluid;

prompting the user to select a working fluid;

processing a transaction according to the selections made by the user to verify authenticity of the payment medium and authorize payment; and

in response to payment, dispensing a metered dosage of the selected working fluid to the selected washing machine; and

24. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 23, further comprising the step of monitoring the availability of working fluid by counting the number of dosages dispensed.

25. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 23, further comprising the step of monitoring the availability of working fluid by sensing the level of working fluid in the reservoir for said working fluid.

26. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 23, wherein the step of dispensing a metered dosage of the selected working fluid to the selected washing machine further comprises the steps of:

activating a pump to fill a distribution manifold with the selected working fluid;

connecting the manifold to the selected washing machine through a conduit;

controlling the flow of working fluid in the conduit by means of a valve;

opening said valve to allow working fluid to flow to said washing machine for a predetermined time in order to deliver a predetermined dosage of the selected working fluid.

27. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 25, further comprising the step of delaying the opening of the valve for a predetermined fill interval to allow the working fluid to establish a flow in the manifold and conduit.

28. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 27, wherein the step of opening said valve to allow working fluid to flow to said washing machine for a predetermined time further comprises the steps of:

checking the temperature of the working fluid; and

adjusting the fill interval according to said temperature.

29. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 23, further comprising the step of checking the continuity of the working fluid flow path through the manifold and conduit.

30. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 29, wherein the step of checking the continuity of the working fluid flow path through the manifold and conduit

is accomplished by placing at least one flow sensor in the working fluid flow path and monitoring the signals from said flow sensor.

31. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 29, further comprising the step of checking the continuity of the working fluid flow path through the manifold and conduit by monitoring the activation time period of the pump and setting a maximum run time indicative of failed continuity.

32. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 28, wherein the sensing of the temperature is delayed for a predetermined interval to allow the temperature to reach equilibrium.

33. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 32, wherein temperature equilibrium is determined by sensing the temperature of the working fluid in the reservoir and in the manifold and determining equilibrium when said sensed temperatures are equal.

34. (original) In a system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, a method for dispensing working fluid, according to claim 27, wherein the fill interval is adjusted depending on the selected washing machine to accommodate different lengths of flow paths for the washing machines.

35.(currently amended) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, comprising:

a centralized fluid distribution system for dispensing a metered amount of working fluid to each of said multiple washing machines;

a dispensing controller for controlling said centralized fluid distribution system according to a predetermined dispensing sequence;

a washing sequence controller at each of said washing machines, connected to independently operate a washing machine according to a selected washing sequence;

a system controller at each of said washing machines, connected to said washing sequence controller, and said dispensing controller to receive inputs therefrom and to generate and send control signals thereto according to a predetermined control sequence; and further wherein said centralized fluid distribution system comprises:

at least one tank for holding a working fluid;

a pump for moving working fluid downstream from said tank under pressure into a distribution conduit;

a distribution manifold connected to receive working fluid pumped from said tank and distribute said fluid to multiple conduits connected to said multiple washing machines;

a valve connected in each of said washing machine conduits to control the flow of working fluid therein; and

wherein said pump and said valve are controlled by signals from said dispensing controller to dispense a metered amount of working fluid according to a predetermined dosage .

36. (original) A system for controlling the operation of a pay-as-you-go laundry facility that includes multiple washing machines using at least one working fluid, as described in claim 35 further comprising a payment processor constructed to receive and approve a payment medium presented by the user according to a predetermined payment sequence.

EVIDENCE APPENDIX

(Not Applicable)

RELATED PROCEEDINGS APPENDIX

(NONE)